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Document No. 699-23-001

DECLARATION and POWER OF ATTORNEY

We, SHAWN W. SMITH and MARK R. CROMACK, declare: We are citizens of the United States, residing in Ventura, California and Santa Ynez, California, respectively. We believe we are the original, first and joint inventors of the invention entitled "ADAPTIVE JITTER BUFFER FOR INTERNET TELEPHONY", which is the subject of U.S. Patent Application No. 09/627,956, filed July 28, 2000. We have reviewed and understand the contents of the specification, including the claims. We acknowledge a duty to disclose information of which we are aware that is material to the examination of this application in accordance with 37 C.F.R. 1.56(a).

We hereby appoint William L. Johnson (Reg. No. 41,876) and Richard S. Koppel (Reg. No. 26,475), whose address is:

KOPPEL & JACOBS

555 St. Charles Drive, Suite 107

Thousand Oaks, California 91360

Telephone: (805) 373-0060

our agent and attorney, respectively, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected with the application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of this application or any patent issuing from this application.

Wherefore, we subscribe our names to the foregoing specification, claims and declaration.

Date: Aug. 16, 2000

SHAWN W. SMITH

Post Office Address:

820 Summit Drive
Ventura, California 93001

Date: Aug 16, 2000

MARK R. CROMACK

Post Office Address:

2995 Redondo Court
Santa Ynez, California 93460

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: SHAWN W. SMITH AND MARK R. CROMACK

Title: ADAPTIVE JITTER BUFFER FOR INTERNET TELEPHONY

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS

I, MARK R. CROMACK, declare: I am the President of RENAISSANCE NETWORK TECHNOLOGY and am authorized to make this Statement. RENAISSANCE NETWORK TECHNOLOGY qualifies as a small business concern as defined in 13 C.F.R. §121.3-18, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under 35 U.S.C. §41(a) and (b), in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

All rights under contract or law have been conveyed to and remain with RENAISSANCE NETWORK TECHNOLOGY with regard to the invention entitled "ADAPTIVE JITTER BUFFER FOR INTERNET TELEPHONY", which is Docket No. 699-23-001, which is the subject of U.S. Patent Application No. 09/627,956 filed on July 28, 2000, in the files of RENAISSANCE NETWORK TECHNOLOGY's lawyers KOPPEL & JACOBS.

RENAISSANCE NETWORK TECHNOLOGY acknowledges the duty to file, in this application or the patent issuing on this application, notification of any change in status resulting in loss of entitlement to small entity status before paying, or at the time of paying, the earliest of the issue fee or any maintenance fee which is due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing from this application.

Date: 8/16/00
Mark R. Cromack

President

RENAISSANCE NETWORK TECHNOLOGY

829 De La Vina Street, Suite 200

Santa Barbara, California 93101